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Case No.: 2:-11-cv-650-RLH-CWH

## ORDER

(Motion to Suppress Hearsay – #60)

Defendants.

deadline. Although framed as a “motion to suppress,” Plaintiff’s motion is a motion in limine to

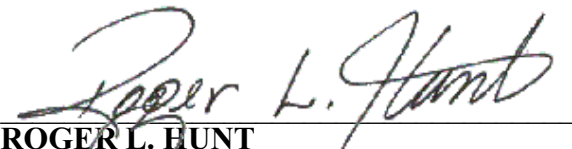
1 exclude evidence at trial. Plaintiff moves to exclude certain statements in the arrest and domestic  
2 battery reports. Plaintiff argues the statements are inadmissible hearsay.

3 Plaintiff's motion is premature and attempts to preempt projected actions of the  
4 Officers. However, the Court finds it unnecessary at this time to provide a general court order  
5 excluding evidence Plaintiff believes is hearsay when there has been no indication that the Officers  
6 intend to admit the reports. Plaintiff's motion is more appropriately dealt with when the record has  
7 been more fully developed and the Officers have actually proffered the reports either in a  
8 dispositive motion or on the eve of trial. Accordingly, Plaintiff's motion is denied without  
9 prejudice. Plaintiff may re-raise these arguments in opposition to any dispositive motion filed by  
10 the Officers or as a motion in limine before trial.

11 Accordingly, and for good cause appearing,

12 IT IS HEREBY ORDERED that Plaintiff's Motion to Suppress Hearsay Statements  
13 of the Defendant Police Officers (#60, Mar. 20, 2014 ) is DENIED.

14 Dated: April 10, 2014.

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17 **ROGER L. HUNT**  
18 **United States District Judge**  
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